IN THE HIGH COURT OF JUDICATURE OF
ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR. JUSTICE B.PRAKASH RAO
AND
THE HON'BLE MR. JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO. 13499 OF 2006

Dated: 4th July, 2006

Between:

G. Venkata Konda Reddy

Petitioner

AND

The Deputy Inspector General of Registration
and Stamps Kurnool Range, Kurnool and others

Respondents

COMMON JUDGMENT:
(Per the Hon'ble Sri Justice B. Prakash Rao)

Heard both sides.

The petitioner seeks certiorari, by way of quashing the order dated 28.6.2006 made in O.A. No. 2411 of 2006 passed by the A.P. Administrative Tribunal, upholding the proceedings dated 21.4.2006, transferring the petitioner.

Though it is sought to be urged that the transfer is effected at the instance of contesting respondent and, therefore, the impugned action of the respondent in transferring him afflicted with mala fides, yet the Tribunal below after contest from the Government and also the contesting respondent No. 5, found that though some allegations are made, there is no attribution of mala fides disposed of the O.A., directing the petitioner herein to make representation to the respondents, who in turn were directed to consider the same and pass appropriate orders.

The law on the subject of transferring the employees is well settled. The Apex Court and this court, time and again, have been holding that since the transfers are incidence of service, such transfer orders shall not ordinarily be interfered with unless, it is shown that the order is vitiated by mala fides or infraction of any prescribed norms. As observed by the Tribunal, though some allegations are made, they remained unsubstantiated, so as to attribute any mala fides in the transfer. Therefore, we do not see any merit in the writ petition. Consequently, the writ petition fails and is accordingly dismissed. It is left open for the petitioner to make a representation to the respondents, who in turn, are directed to consider the same and dispose of within a

period of two weeks from the date of receipt of such representation. No order as to costs.

B.Prakash Rao, J

Ramesh Ranganathan, J.

July 4, 2006
MAS